



JPW

ATTORNEY DOCKET NO. 24002.0013U3  
PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	)	
	)	
FRANKLIN, et al.	)	Art Unit: 1615
	)	
Application No. 10/586,597	)	Examiner: Levy, Neil S.
	)	
Filing Date: July 19, 2006	)	Confirmation No. 1640
	)	
For: NEMATICIDAL COMPOSITIONS AND	)	
METHODS OF USING THEM	)	

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

MAIL STOP AMENDMENT  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

BALLARD SPAHR ANDREWS &  
INGERSOLL, LLP  
Customer No. 23859

June 25, 2009

Sir:

Pursuant to the requirements of 37 C.F.R. § 1.56, submitted herewith on the accompanying Information Disclosure Statement List is a listing of documents known to Applicants and/or their attorneys. In accordance with 37 C.F.R. § 1.98(a)(2), copies of any cited U.S. patent or U.S. patent application publication documents are not enclosed. Copies of any cited foreign patent document and/or any non-patent publication are enclosed.

In accordance with the provisions of M.P.E.P. § 2001.06(b) and 37 C.F.R. § 1.98(b)(3), Applicants would like to bring to the attention of the Examiner the existence of the co-pending patent application(s) identified below, which were filed in the United States Patent and Trademark Office:

**ATTORNEY DOCKET NO. 24002.0013U3**  
**Application No. 10/586,597**

	<u>Application No.</u>	<u>Date Filed</u>	<u>First Inventor</u>	<u>Attorney Docket No.</u>
1.	*11/597,116	11/20/2006	Franklin	24002.0014U2
2.	*12/095,580	5/30/2008	Franklin	24002.0015U2
3.	*12/095,584	5/30/2008	Franklin	24002.0016U2

The pending application(s) identified with an asterisk (\*) are stored in the Image File Wrapper (IFW) system of the USPTO. Accordingly, copies of the cited specification(s), including the claims and drawings thereof, are not enclosed in accordance with the waiver to 37 CFR 1.98(a)(2)(iii) dated September 21, 2004.

Applicants would like to bring to the attention of the Examiner the existence of the patent application(s) identified below, which were filed in the United States Patent and Trademark Office:

	<u>Application No.</u>	<u>Date Filed</u>	<u>First Inventor</u>	<u>Attorney Docket No.</u>
4.	*60/388,057	6/11/2002	Franklin	24002.0010U1
5.	*10/488,130	8/28/2002	Franklin	24002.0010U3
6.	*60/538,627	1/23/2004	Franklin	24002.0013U1
7.	*60/572804	5/20/2004	Franklin	24002.0013U2
8.	*60/572,892	5/20/2004	Franklin	24002.0014U1
9.	*60/741,167	11/30/2005	Franklin	24002.0015U1
10.	*60/741129	11/30/2005	Franklin	24002.0016U1

The application(s) identified with an asterisk (\*) are stored in the Image File Wrapper (IFW) system of the USPTO. Accordingly, copies of the cited specification(s), including the claims and drawings thereof, are not enclosed in accordance with the waiver to 37 CFR 1.98(a)(2)(iii) dated September 21, 2004.

**ATTORNEY DOCKET NO. 24002.0013U3**  
**Application No. 10/586,597**

Applicants would like to bring to the attention of the Examiner the existence of the non-U.S. patent application(s) identified below.

	<u>Application No.</u>	<u>Country</u>	<u>Date Filed</u>	<u>First Inventor</u>	<u>Attorney Docket No.</u>
1.	PCT/US02/27512	PCT	8/28/2002	Franklin	424002.0010P1
2.	PCT/GB2005/000240	PCT	1/24/2005	Franklin	N/A
3.	PCT/GB2005/002011	PCT	5/20/2005	Franklin	N/A
4.	PCT/GB2006/002881	PCT	8/03/2006	Franklin	N/A
5.	PCT/GB2006/002878	PCT	8/03/2006	Franklin	N/A
6.	02 75 7456	EP	02/11/2004	Franklin	N/A

Pursuant to 37 C.F.R. §1.98(a)(2)(iv), Applicants now submit copies of the enclosed Office Actions, Amendments, Responses, and other correspondence from the prosecution of some or all applications listed above; for which such documents are available. A list of the correspondence is provided in Appendix A.


This Information Disclosure Statement is believed to be filed in a timely manner pursuant to 37 C.F.R. § 1.97(b)(3), in that a first Office Action on the merits of the present patent application has not yet been mailed to Applicants.

Consideration of the cited documents and making the same of record in the prosecution of the above-referenced application are respectfully requested.

**ATTORNEY DOCKET NO. 24002.0013U3**  
**Application No. 10/586,597**

No fee is believed due; however, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0629.

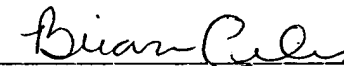
**BALLARD SPAHR ANDREWS &  
INGERSOLL, LLP**

  
P. Brian Giles, Ph.D.  
Registration No. 57,896

**BALLARD SPAHR ANDREWS & INGERSOLL, LLP**  
Customer Number 23859  
(678) 420-9300 Phone  
(678) 420-9301 Fax

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence, including any items indicated as attached or included, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

  
P. Brian Giles, Ph.D.

6-25-2009  
Date



ATTORNEY DOCKET NO. 24002.0013U3  
Application No. 10/586,597

## Supplemental Information Disclosure Statement Appendix A

pursuant to 37 C.F.R. § 1.98(a)(1)-(2) and (b)(3)-(4) for  
APPLICATION NO. 10/586,597 (ATTORNEY DOCKET NO. 24002.0013U3)

<b>APPENDIX A</b>						
<b>LIST OF PROSECUTION DOCUMENTS FROM U.S. PATENT APPLICATIONS</b>						
Cite No.	Attny. Docket No.	Application No.	Inventor	Application Filing Date	Document	Date of Document
1.	24002.0010U3	10/488,130	Franklin	08/28/2002	Non-Final Rejection	12/5/2008
2.	24002.0010U3	10/488,130	Franklin	08/28/2002	Amendment/Req. Reconsideration-After Non-Final Reject	8/21/2008
3.	24002.0010U3	10/488,130	Franklin	08/28/2002	Non-Final Rejection	3/4/2008
4.	24002.0010U3	10/488,130	Franklin	08/28/2002	Amendment Submitted/Entered with Filing of CPA/RCE	5/24/2007
5.	24002.0010U3	10/488,130	Franklin	08/28/2002	Final Rejection	11/30/2006
6.	24002.0010U3	10/488,130	Franklin	08/28/2002	Amendment/Req. Reconsideration-After Non-Final Reject	9/18/2006
7.	24002.0010U3	10/488,130	Franklin	08/28/2002	Non-Final Rejection	5/17/2006
8.	24002.0010U3	10/488,130	Franklin	08/28/2002	Preliminary Amendment	2/27/2004
9.	24002.0014U2	11/597116	Franklin	11/20/2006	Petition decision routed to the OIPE to act on the decision or continue prosecution	1/26/2009
10.	24002.0014U2	11/597116	Franklin	11/20/2006	Abandonment	9/16/2008
11.	24002.0014U2	11/597116	Franklin	11/20/2006	Petition decision routed to the OIPE to act on the decision or continue prosecution	3/28/2008
12.	24002.0014U2	11/597116	Franklin	11/20/2006	Preliminary Amendment	11/20/2006
13.	24002.0015U2	12/095,580	Franklin	5/30/2008	Preliminary Amendment	5/30/2008
14.	24002.0016U2	12/095,584	Franklin	5/30/2008	Preliminary Amendment	5/30/2008

## Supplemental Information Disclosure Statement Appendix A

pursuant to 37 C.F.R. § 1.98(a)(1)-(2) and (b)(3)-(4) for  
APPLICATION NO. 10/586,597 (ATTORNEY DOCKET NO. 24002.0013U3)

<b>APPENDIX A</b>							
<b>LIST OF PROSECUTION DOCUMENTS FROM FOREIGN PATENT APPLICATIONS</b>							
Cite No.	Attny. Docket No.	Country	Application No.	Application Filing Date	Applicant	Document	Date of Document
15.	24002.0010P1	PCT	PCT/US02/27512	8/28/2002	Eden Research PLC	International Preliminary Examination Report	1/14/2005
16.	24002.0010P1	PCT	PCT/US02/27512	8/28/2002	Eden Research PLC	International Search Report	3/14/2003
17.	N/A	EP	02 75 7456	02/11/2004	Eden Research PLC	Supplementary Partial European Search Report	9/28/2004
18.	N/A	PCT	PCT/GB2005/000240	01/24/2005	Eden Research PLC	Written Opinion	7/24/2006
19.	N/A	PCT	PCT/GB2005/000240	01/24/2005	Eden Research PLC	International Preliminary Report on Patentability	7/24/2006
20.	N/A	PCT	PCT/GB2005/000240	01/24/2005	Eden Research PLC	International Search Report	9/15/2005
21.	N/A	PCT	PCT/GB2005/002011	05/20/2005	Eden Research PLC	Preliminary Report on Patentability	11/26/2006
22.	N/A	PCT	PCT/GB2005/002011	05/20/2005	Eden Research PLC	International Search Report	9/8/2005
23.	N/A	PCT	PCT/GB2005/002011	05/20/2005	Eden Research PLC	Written Opinion	9/6/2005
24.	N/A	PCT	PCT/GB2006/002881	08/03/2006	Eden Research PLC	International Search Report	11/27/2006
25.	N/A	PCT	PCT/GB2006/002881	08/03/2006	Eden Research PLC	Preliminary Report on Patentability	7/24/2006
26.	N/A	PCT	PCT/GB2006/002881	08/03/2006	Eden Research PLC	Written Opinion	7/23/2006

**ATTORNEY DOCKET NO. 24002.0013U3**  
**Application No. 10/586,597**

**APPENDIX A**

**LIST OF PROSECUTION DOCUMENTS FROM FOREIGN PATENT APPLICATIONS**

<b>Cite No.</b>	<b>Attny. Docket No.</b>	<b>Country</b>	<b>Application No.</b>	<b>Application Filing Date</b>	<b>Applicant</b>	<b>Document</b>	<b>Date of Document</b>
27.	N/A	PCT	PCT/GB2006/002878	08/03/2006	Eden Research PLC	Written Opinion	5/31/2008
28.	N/A	PCT	PCT/GB2006/002878	08/03/2006	Eden Research PLC	International Search Report	11/21/2006



**ATTENTION!!! ATTENTION!!! ATTENTION!!!**

The attached documents are provided as part of **APPENDIX A**, which is included as part of an **Information Disclosure Statement** for the following U.S. patent application.

**Application No.:** 10/586,597

**Filing Date:** 7/19/2006

**Title:** NEMATICIDAL COMPOSITIONS AND METHODS OF USING THEM

**Inventor:** Franklin

**Confirmation No.:** 1640

**Art Unit:** 1615

**Examiner:** Levy, Neil S.

**Attorney Docket No.:** 24002.0013U3

→ These documents are **COPIES** of original prosecution documents from a U.S. application

→ These documents are **NOT** being submitted as a separate or original filing

→ Please **DO NOT RECORD** or **FILE** these documents in the Application identified therein, and please do not charge any fees associated therewith

→ These documents are being submitted **SOLELY** as part of an

**INFORMATION DISCLOSURE STATEMENT** for **APPLICATION NO. 10/586,597**

## Supplemental Information Disclosure Statement Appendix A

pursuant to 37 C.F.R. § 1.98(a)(1)-(2) and (b)(3)-(4) for  
APPLICATION NO. 10/586,597 (ATTORNEY DOCKET NO. 24002.0013U3)

<b>APPENDIX A</b>						
<b>LIST OF PROSECUTION DOCUMENTS FROM U.S. PATENT APPLICATIONS</b>						
<b>Cite No.</b>	<b>Attny. Docket No.</b>	<b>Application No.</b>	<b>Inventor</b>	<b>Application Filing Date</b>	<b>Document</b>	<b>Date of Document</b>
1.	24002.0010U3	10/488,130	Franklin	08/28/2002	Non-Final Rejection	12/5/2008
2.	24002.0010U3	10/488,130	Franklin	08/28/2002	Amendment/Req. Reconsideration-After Non-Final Reject	8/21/2008
3.	24002.0010U3	10/488,130	Franklin	08/28/2002	Non-Final Rejection	3/4/2008
4.	24002.0010U3	10/488,130	Franklin	08/28/2002	Amendment Submitted/Entered with Filing of CPA/RCE	5/24/2007
5.	24002.0010U3	10/488,130	Franklin	08/28/2002	Final Rejection	11/30/2006
6.	24002.0010U3	10/488,130	Franklin	08/28/2002	Amendment/Req. Reconsideration-After Non-Final Reject	9/18/2006
7.	24002.0010U3	10/488,130	Franklin	08/28/2002	Non-Final Rejection	5/17/2006
8.	24002.0010U3	10/488,130	Franklin	08/28/2002	Preliminary Amendment	2/27/2004
*****						
9.	24002.0014U2	11/597116	Franklin	11/20/2006	Petition decision routed to the OIPE to act on the decision or continue prosecution	1/26/2009
10.	24002.0014U2	11/597116	Franklin	11/20/2006	Abandonment	9/16/2008
11.	24002.0014U2	11/597116	Franklin	11/20/2006	Petition decision routed to the OIPE to act on the decision or continue prosecution	3/28/2008
12.	24002.0014U2	11/597116	Franklin	11/20/2006	Preliminary Amendment	11/20/2006
*****						
13.	24002.0015U2	12/095,580	Franklin	5/30/2008	Preliminary Amendment	5/30/2008
*****						
14.	24002.0016U2	12/095,584	Franklin	5/30/2008	Preliminary Amendment	5/30/2008



**ATTENTION!!! ATTENTION!!! ATTENTION!!!**

The attached documents are provided as part of **APPENDIX A**, which is included as part of an **Information Disclosure Statement** for the following U.S. patent application.

**Application No.:** 10/586,597

**Filing Date:** 7/19/2006

**Title:** NEMATOCIDAL COMPOSITIONS AND METHODS OF USING THEM

**Inventor:** Franklin

**Confirmation No.:** 1640

**Art Unit:** 1615

**Examiner:** Levy, Neil S.

**Attorney Docket No.:** 24002.0013U3

- These documents are **COPIES** of original prosecution documents from a Non-U.S. application
- These documents are **NOT** being submitted as a separate or original filing
- Please **DO NOT RECORD** or **FILE** these documents in the Application identified therein, and please do not charge any fees associated therewith
- These documents are being submitted **SOLELY** as part of an **INFORMATION DISCLOSURE STATEMENT** for **APPLICATION NO. 10/586,597**



ATTORNEY DOCKET NO. 24002.0013U3  
Application No. 10/586,597

## Supplemental Information Disclosure Statement Appendix A

pursuant to 37 C.F.R. § 1.98(a)(1)-(2) and (b)(3)-(4) for  
APPLICATION NO. 10/586,597 (ATTORNEY DOCKET NO. 24002.0013U3)

### APPENDIX A

#### LIST OF PROSECUTION DOCUMENTS FROM FOREIGN PATENT APPLICATIONS

Cite No.	Attny. Docket No.	Country	Application No.	Application Filing Date	Applicant	Document	Date of Document
15.	24002.0010P1	PCT	PCT/US02/27512	8/28/2002	Eden Research PLC	International Preliminary Examination Report	1/14/2005
16.	24002.0010P1	PCT	PCT/US02/27512	8/28/2002	Eden Research PLC	International Search Report	3/14/2003
17.	N/A	EP	02 75 7456	02/11/2004	Eden Research PLC	Supplementary Partial European Search Report	9/28/2004
18.	N/A	PCT	PCT/GB2005/000240	01/24/2005	Eden Research PLC	Written Opinion	7/24/2006
19.	N/A	PCT	PCT/GB2005/000240	01/24/2005	Eden Research PLC	International Preliminary Report on Patentability	7/24/2006
20.	N/A	PCT	PCT/GB2005/000240	01/24/2005	Eden Research PLC	International Search Report	9/15/2005
21.	N/A	PCT	PCT/GB2005/002011	05/20/2005	Eden Research PLC	Preliminary Report on Patentability	11/26/2006
22.	N/A	PCT	PCT/GB2005/002011	05/20/2005	Eden Research PLC	International Search Report	9/8/2005
23.	N/A	PCT	PCT/GB2005/002011	05/20/2005	Eden Research PLC	Written Opinion	9/6/2005
24.	N/A	PCT	PCT/GB2006/002881	08/03/2006	Eden Research PLC	International Search Report	11/27/2006
25.	N/A	PCT	PCT/GB2006/002881	08/03/2006	Eden Research PLC	Preliminary Report on Patentability	7/24/2006
26.	N/A	PCT	PCT/GB2006/002881	08/03/2006	Eden Research PLC	Written Opinion	7/23/2006

**ATTORNEY DOCKET NO. 24002.0013U3**  
**Application No. 10/586,597**

**APPENDIX A**

**LIST OF PROSECUTION DOCUMENTS FROM FOREIGN PATENT APPLICATIONS**

<b>Cite No.</b>	<b>Attny. Docket No.</b>	<b>Country</b>	<b>Application No.</b>	<b>Application Filing Date</b>	<b>Applicant</b>	<b>Document</b>	<b>Date of Document</b>
1.	N/A	PCT	PCT/GB2006/002878	08/03/2006	Eden Research PLC	Written Opinion	5/31/2008
2.	N/A	PCT	PCT/GB2006/002878	08/03/2006	Eden Research PLC	International Search Report	11/21/2006